

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

CHRIS GALLO AND CARMEN GALLO; §  
ET AL. §  
§  
PLAINTIFFS, §  
§  
§ Civil Action No. 1:17-cv-00854-RP  
§  
§  
UNION PACIFIC RAILROAD §  
COMPANY §  
§  
DEFENDANT § (Jury Trial Demanded)

**PLAINTIFFS' SECOND SUPPLEMENTAL DESIGNATION OF EXPERT WITNESS**

To: Defendant Union Pacific Railroad Company by and through its attorneys of record, Afton Dee Sands, Brown, Dean, Proctor & Howell, LLP, 3800 N. Lamar Blvd., Ste. 200, Austin, TX 78756.

Plaintiffs Chris Gallo and Carmen Gallo et al., serve these their Designation of Expert Witnesses in accordance with the Court's scheduling order and pursuant to the Federal Rule of Civil Procedure 26(a)(2) as notice that they intend to call the following witnesses at the time of trial to provide expert testimony in this case:

Plaintiffs hereby designate all other adverse parties, potentially adverse parties, and/or witnesses associated with adverse parties, all parties to this suit and all experts designated by any party to this suit, even if the designating party is not a party to the suit at the time of trial. In the event a present or future party designates an expert but then is dismissed for any reason from the suit or fails to call any designated expert, Plaintiffs reserve the right to designate and/or call any such party or any such experts previously designated by any party.

II.

Gerald Blackler, Ph.D., P.E., D., WRE  
Enginuity Engineering Solutions, LLC  
10106 W. San Juan Way, Suite 215  
Littleton, CO 80127  
720-239-1355 office

Dr. Blackler will testify as to the underlying cause of the damage to the homes in the Arroyo Doble neighborhood and what the Defendant Union Pacific Railroad Company could have done to avoid it. Please see Dr. Blackler's CV attached hereto.

**SUPPLEMENTAL RESPONSE:**

See Dr. Gerald Blackler's expert report attached hereto.

November 12, 2018

Respectfully submitted,

/s/ Dana G. Kirk  
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**ATTORNEYS IN-CHARGE FOR PLAINTIFFS**

**CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the foregoing document has been forwarded to all attorneys of record by certified mail, return receipt requests, or by hand delivery and/or facsimile, or ECF on this 12<sup>th</sup> day of November 2018.

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Austin, TX 78756  
COUNSEL FOR DEFENDANT  
UNION PACIFIC RAILROAD COMPANY

/s/ Dana G. Kirk  
Dana G. Kirk